

ORDER NO. 3804

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Robert G. Taub, Chairman;
Mark Acton, Vice Chairman;
Tony Hammond; and
Nanci E. Langley

Competitive Product Prices
Global Expedited Package Services 3
(MC2010-28)
Negotiated Service Agreement

Docket No. CP2016-13

ORDER APPROVING MODIFICATION THREE TO
AGREEMENT AND DENYING AS MOOT MOTION FOR TEMPORARY RELIEF

(Issued February 24, 2017)

The negotiated service agreement approved in this proceeding (Agreement) is set to expire on February 28, 2017.¹ The Postal Service seeks to extend the Agreement pursuant to Modification Three executed by the Postal Service and its contract partner.² A successor agreement to this contract was filed for the

¹ Order No. 3629, Order Approving Modification Two to Agreement and Denying as Moot Motion for Temporary Relief, November 23, 2016, at 2. See *also* Order Approving Additional Global Expedited Package Services 3 Negotiated Service Agreement, November 4, 2015 (Order No. 2801).

² See Motion of the United States Postal Service for Temporary Relief and Notice of the United States Postal Service of Filing Modification Three to a Global Expedited Package Services 3 Negotiated Service Agreement, February 22, 2017 (Motion). The modification is attached to the Motion as Attachment 1 (Modification Three).

Commission's review on February 14, 2017.³ Modification Three extends the expiration date of the Agreement until March 14, 2017, provided the Commission completes its review of the successor agreement by that date.⁴

The Postal Service requests an extension to maintain continuity of pricing and other terms and conditions of the Agreement while the Commission reviews the successor agreement. Motion at 2.

The Commission finds that the extension will not affect the Agreement's ability to comply with 39 U.S.C. § 3633(a). Extending the Agreement is in the public interest and will not prejudice any person. Consequently, the Commission reaffirms its findings in Order No. 2801 and approves Modification Three. The Agreement, as modified, is authorized to continue through March 14, 2017. If the Agreement is terminated prior to the scheduled expiration date, the Postal Service shall promptly file notice of such termination with the Commission in this docket. Accordingly, the Motion for Temporary Relief is denied as moot.

It is ordered:

1. The Agreement, as modified, is authorized to continue through March 14, 2017.
2. The Postal Service shall promptly file notice of the Agreement's termination with the Commission in this docket if the Agreement is terminated prior to the scheduled expiration date.

³ Motion at 1; see *a/so* Docket No. CP2017-127, Notice of United States Postal Service of Filing a Functionally Equivalent Global Expedited Package Services 3 Negotiated Service Agreement and Application for Non-Public Treatment of Materials Filed Under Seal, February 14, 2017.

⁴ See Motion at 1-2. Modification Three provides alternative expiration dates in the event that the Commission does not complete its review of the successor agreement in time. These alternative dates will not apply, however, because the Commission has already approved the successor agreement. See Docket No. CP2017-127, Order No. 3803, Order Approving Additional Global Expedited Package Services 3 Negotiated Service Agreement, February 24, 2017, at 1, 6.

3. The Postal Service's Motion for Temporary Relief is denied as moot.

By the Commission.

Stacy L. Ruble
Secretary